

Serial No. 10/766,122
Filed: January 27, 2004

Applicants hereby elect, with traverse Group I, claims 1 to 15 and 28 to 30, directed to crystalline modifications of 2-(3,5-bis-trifluoromethyl-phenyl)-N-[6-(1,1-dioxo-1 λ ⁶-thiomorpholin-4-yl)-4-(4-fluoro-2-methyl-phenyl)-pyridin-3-yl]-N-methyl-isobutyramide, compositions containing such compounds, and processes of making them.

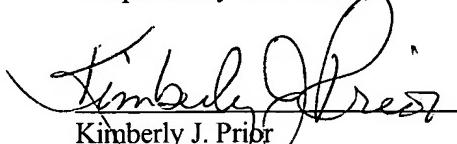
Applicants understand that upon a finding of allowable subject matter with respect to the compounds in Group I, the method claims of Group II, limited to the same scope, will be rejoined and examined therewith.

The foregoing amendment is fully responsive to the Restriction Requirement issued August 1, 2005. Applicants submit that Claims 1 to 30 are allowable. Early and favorable consideration is earnestly solicited.

No additional fees are believed due. However, the Director is hereby authorized to charge any deficit, or credit any overpayment, to Deposit Account No. 08-2525.

If the Examiner believes there are other issues that can be resolved by telephone interview, or that there are any informalities remaining in the application which may be corrected by Examiner's Amendment, a telephone call to the undersigned attorney is respectfully solicited.

Respectfully submitted,



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